MAR 0 5 2002 5

Customer No. 22,852
Attorney Docket No. 02481.1771

Group Art Unit: --

Examiner:

(28 TRACE THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Heiner GLOMBIK et al.

Serial No.: 10/021,502

Filed: December 19, 2001

For: NOVEL DIPHENYLAZETIDINONES,

PROCESS FOR THEIR

PREPARATION, MEDICAMENTS

COMPRISING THESE

COMPOUNDS AND THEIR USE

Assistant Commissioner for Patents Washington, DC 20231

Attention: **BOX MISSING PART**

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice To File Missing Parts dated February 8, 2002, enclosed is the Declaration and a copy of the Notice To File Missing Parts.

Also enclosed is a check in the amount of \$130.00 to cover the surcharge of \$130.00. Authorization is hereby given to charge any additional fees to our deposit account no. 06-0916.

Please associate this Declaration with the application as filed on December 19, 2001, and assigned serial number 10/021,502.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,

GARRETT & DUNNER, L.L.P.

Dated: March 5, 2002

Enclosures

EFC/FPD/peg

Ernest F. Chapman

Reg. No. 25,961

FINNEGAN HENDERSON FARABOW GARRETT& DUNNER LLP

1300 I Street, NW Washington, DC 20005 202.408.4000 Fax 202.408.4400 www.finnegan.com



WITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023I
www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/021,502

12/19/2001

Heiner Glombik

02481.1771

CONFIRMATION NO. 8511

FORMALITIES LETTER

OC000000007447586

Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. 1300 I Street, N.W. Washington, DC 20005-3315

Date Mailed: 02/08/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/11/2002 BNGUYEN1 00000023 10021502

01 FC:105

130.00 OP